



CITY CLERK
(712) 328-4616

AGENDA

**CITY COUNCIL STUDY SESSION
COUNCIL CHAMBERS
MONDAY, April 14, 2008
3:45 P.M.**

- A. Presentation: C.A.P.R. Report, Community Development
(under separate cover)
- B. Review of Agenda
- C. **Executive Session: *Property Acquisition***



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COUNCIL AGENDA, CITY OF COUNCIL BLUFFS, IOWA
REGULAR MEETING APRIL 14, 2008 7:00 P.M.
COUNCIL CHAMBERS, 2ND FLOOR, CITY HALL
209 PEARL STREET

AMENDED AGENDA

1. PLEDGE OF ALLEGIANCE

2. CALL TO ORDER

3. PROCLAMATION

- A. *Parkinson's Disease Awareness Month*
- B. *Architecture Month*

4. CONSENT AGENDA

- A. Approval of agenda and tape recording of this proceeding be incorporated into official minutes
- B. Reading, correction and approval of minutes of the March 24, 2008 regular Council meeting
- C. Resolution 08-93, intent to dispose of certain utility easement rights north of Avenue G and South of Avenue J between North 14th and North 15th Streets, City of Council Bluffs, Pottawattamie County, Iowa and setting public hearing for April 28, 2008 at 7:00 p.m.
- D. Resolution 08-94, intent to dispose of City property legally described as the North 39 feet of the East 10 feet of Lot 8 and the North 39 feet of Lot 9, Block 15, William's 1st Addition, and setting public hearing for April 28, 2008 at 7:00 p.m.
- E. Resolution 08-95, cancelling public hearing scheduled for April 14, 2008 at 7:00 p.m. regarding offer to purchase City property
- F. Resolution 08-112, intent to dispose of certain City property by granting a perpetual fiber optic cable easement to MidAmerican Energy, and setting public hearing for April 28, 2008 at 7:00 p.m.
- G. Resolution 08-113, intent to dispose of certain City property by granting a perpetual electric and communications easement to MidAmerican Energy and setting public hearing for April 28, 2008 at 7:00 p.m.
- H. Resolution 08-114, intent to dispose of certain City property by granting a perpetual construction and access easement to Southwest Iowa Renewable Energy LLC, and setting public hearing for April 28, 2008 at 7:00 p.m.

5. PUBLIC HEARINGS:

- A. Resolution 08-81, authorizing disposal of City property legally described as the West ½ of Lot 4, Block 13, Grimes Addition (continued from March 24, 2008)
- B. Resolution 08-96, instituting proceedings to take additional action for the issuance of not to exceed \$6,6210,000 General Obligation Bonds, Series 2008



- C. Resolution 08-97, instituting proceedings to take additional action for the authorization and issuance of not to exceed \$255,000 General Obligation Bonds, Series 2008
- D. Resolution 08-98, instituting proceedings to take additional action for the authorization and issuance of not to exceed \$105,000 General Obligation Bonds, Series 2008
- E. Resolution 08-99, instituting proceedings to take additional action for the authorization and issuance of not to exceed \$600,000 General Obligation Bonds, Series 2008
- F. Resolution 08-100, instituting proceedings to take additional action for the authorization and issuance of not to exceed \$430,000 General Obligation Bonds, Series 2008
- G. Resolution 08-101, to vacate and dispose of the East/West alley abutting Lot 8 and Lot 9 and the East 115 feet of Lot 7, Block 5, Park Addition, City of Council Bluffs, Pottawattamie County, Iowa
- H. Resolution 08-102, approving the plans, specifications, form of contract and cost estimate for the 31st Street improvements, Phase II: 2nd Avenue to Avenue B
- I. Ordinance 5979, amending the zoning map of the City of Council Bluffs by changing the district designation of certain grounds, premises and property located at 1500 North Broadway in Council Bluffs from its present designation as R-1/Single Family Residential to R-3/Low Density Multi-Family Residential with a planned residential overlay, as set forth and defined in Chapters 15.08B and 15.10 of the Municipal Code. *(Staff is requesting that City Council waive third reading on Ordinance 5979)*
- J. Ordinance 5981, amending the zoning map of the City of Council Bluffs, by changing the district designation of certain grounds, premises and property located at 427 21st Avenue in Council Bluffs from its present designation as R-2/Two Family Residential to C-2/Commercial, as set forth and defined in Chapters 15.09 and 15.10 of the Municipal Code
- K. Ordinance 5982, amending the zoning map of the City of Council Bluffs, as adopted by changing the district designation of certain grounds, premises and property consisting of approximately 424 acres in five tracts of land which were recently annexed, located directly east of the MidAmerican Energy Plant.

6. ORDINANCES ON SECOND READING:

- A. Ordinances 5983 thru Ordinance 5993, amending portions of the Municipal Code, Title 13, Building and Construction: *(Staff is requesting that City Council waive third reading on Ordinances 5983 thru 5993)*
 - 1) Ordinance 5983, amending the Municipal Code, Title 13 entitled "Buildings and Construction", Chapter 13.07 entitled "General Contractor's Registration" by amending section 13.07.120c entitled "License – Generally" to be codified
 - 2) Ordinance 5984, amending the Municipal Code, Title 13, entitled "Buildings and Construction" Chapter 13.09 entitled "Mechanical Code" by amending Section 13.09.060 entitled "Section 106.4.7 added – Mechanical Permits issued to" to be codified
 - 3) Ordinance 5985, amending the Municipal Code, Title 13, entitled "Buildings and Construction" Chapter 13.10 which is entitled "Licensing of the Mechanical Trade", by amending Section 13.10.070(b) entitled "Licensing – Generally" to be codified

- 4) Ordinance 5986, amending the Municipal Code, Title 13, entitled "Buildings and Construction" by repealing in its entirety Chapter 13.10 which was entitled "Licensing of the Mechanical Trade" to be codified
- 5) Ordinance 5987, amending the Municipal Code, Title 13, entitled "Buildings and Construction" by repealing in its entirety Chapter 13.11 entitled "Registration of the Fire Sprinkling Trade" to be codified
- 6) Ordinance 5988, amending the Municipal Code, Title 13, entitled "Buildings and Construction" Chapter 13.12 entitled "Plumbing Code" by adding Section 13.12.055 entitled "Plumbing Permits issued to" to be codified
- 7) Ordinance 5989, amending the Municipal Code, Title 13 entitled "Buildings and Construction" Chapter 13.13 entitled "Licensing/Registration of the Plumbing Trade" by amending Sections 13.13.010 and 13.13.030 and repealing Section 13.13.020 and parts of Section 13.13.180 through section 13.13.410 to be codified
- 8) Ordinance 5990, amending Title 13 entitled "Buildings and Construction of the 2005 Municipal Code of Council Bluffs, by amending Chapter 13.13 entitled "Licensing/Registration of the Plumbing Trade" to be changed to "Plumbing Board of Appeals" to be codified
- 9) Ordinance 5991, amending Title 13 entitled "Buildings and Construction" of the 2005 Municipal Code of Council Bluffs by amending Chapter 13.13 entitled "Licensing/Registration of the Plumbing Trade" to repeal Section 13.13.180 through Section 13.13.420 to be codified
- 10) Ordinance 5992, amending the Municipal Code of Council Bluffs, Title 13 entitled "Buildings and Construction" Chapter 13.16 entitled "Electrical Code" by adding Section 13.16.165 to be entitled "Electrical Permits issued to" to be codified
- 11) Ordinance 5993, amending the Municipal Code of Council Bluffs, Title 13, entitled "Buildings and Construction" Chapter 13.21 entitled "Property Maintenance Code" by amending Section 13.21.065 entitled "Swimming Pools, Spas and Hot Tubs Enclosures" to be codified

7. ORDINANCES ON FIRST READING:

- A Ordinance 5995, amending the Municipal Code of Council Bluffs, Title 13 entitled "Buildings and Construction" Chapter 13.21 entitled "Property Maintenance Code" by adding Section 13.21.068 entitled "Extermination"
- B Ordinance 5996, amending Chapter 1.10 "Administration and Personnel" of the Municipal Code by repealing and reenacting Section 1.10.020 "Compensation of Mayor"

8. RESOLUTIONS:

- A. Resolution 08-103, to adopt a Planned Residential Plan for Hospice of Southwest Iowa
- B. Resolution 08-104, authorizing the Mayor to execute a contract with TIP Strategies, Inc., for the preparation of a strategic economic development plan for the City of Council Bluffs
- C. Resolution 08-105, authorizing the Mayor to execute the Order Accepting Acknowledgement/Settlement Agreement from Larosita, LLC for a second violation of Iowa's tobacco laws

- D. Resolution 08-106, authorizing the Mayor to execute the Order Accepting Acknowledgement/Settlement Agreement from Sapp Bros., 2608 South 24th Street for a violation of Iowa Code Section 453A.2(1)
- E. Resolution 08-107, authorizing the Mayor to execute an Order Accepting Acknowledgement/Settlement Agreement from Tobacco Hut 6, 3134 Manawa Centre Drive for a violation of Iowa's tobacco laws
- F. Resolution 08-108, authorizing the Mayor and City Clerk to execute an agreement with HDR Engineering, Inc., for engineering services in connection with the traffic signal systems evaluation and programming
- G. Resolution 08-109, amending the use of B-08 Community Development Block Grant (CDBG) Funds, Home Investment Partnership (HOME) Funds, and American Dream Downpayment Assistance (ADDI) Funds and directing the Mayor to submit an amended annual action plan to the City of Omaha and to the US Department of Housing and Urban Development (HUD)
- H. Resolution 08-110, directing the Mayor to award the 30 and 40 cubic yard container bid to Gregory Container, Inc.
- I. Resolution 08-111, authorizing the Mayor and City Clerk to enter into an Agreement and award bid to Leazenby Construction, Inc., for the Valley View Greenway Trail Project

9. MAYOR APPOINTMENTS:

- A. Citizen/Police Advisory Board: Appoint Carol Tedesco with term to expire 10/27/14
- B. Civil Service Commission: Reappoint Ed Bremmer with term to expire 4/6/12
- C. City Planning Commission: Appoint Gordon Dickerson with term to expire 4/1/13
Reappoint Ken Milford and Stephen Johns with terms to expire 4/1/13
- D. Council Bluffs Plumbing Board of Appeals: Reappoint Bill Riley and Walter Sward with term to expire 4/1/10

10. CITIZEN LETTERS

Received from Shirley Linder

11. RECEIVE AND FILE ITEMS:

- A. Audit Report, Fiscal Year Ending June 30, 2007
- B. Four Notices of Claim/Loss
- C. Two Notices of Expiration of Right of Redemption
 - 1) 127 Bluffs Street, Council Bluffs
 - 2) 748 Madison Avenue, Council Bluffs

12. APPLICATIONS FOR PERMITS AND CANCELLATIONS:

- A. Applications for renewal of Liquor License:
 - 1) Council Bluffs Country Club
 - 2) D & S Express
 - 3) Kum & Go #219
 - 4) Kum & Go #220
 - 5) Red Lobster #779
 - 6) Tobacco Hut #14
 - 7) Vino's Lounge
 - 8) Woods Sporting Goods

13. CITIZENS REQUEST TO BE HEARD:

14. ADJOURNMENT